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September 15, 2011

MEMO ENDORSED

VIA FACSIMILE (212) 805-6326

Hon. Colleen McMahon  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

Re: Oakley et. al. v. Verizon Communications, Inc. et al.,  
09 Civ. 9175 (MHD)

Dear Judge McMahon:

We represent the plaintiffs in the above referenced matter. We received defendants' opposition to plaintiffs' motion for class certification on September 9, 2011. We request permission to file plaintiffs' reply papers by October 11, 2011.

Pursuant to the last full briefing schedule (which was approved by the court prior to the filing of the motion), plaintiffs were to file their reply papers by August 19, 2011. This provided just over three weeks to respond to defendants' opposition papers. Defendants' memorandum of law is 50 pages in length and is supported by five declarations, including one with attached exhibits A through JJJ.

Given this volume of material, plaintiffs will need at least four weeks to prepare their reply papers. Defendants do not consent to this request. They consent only to an earlier date, September 26, 2011. Thank you for your consideration of this request.

Very truly yours,

Elaine Smith

cc: Lorie E. Almon, Esq. (via electronic mail)  
Daniel E. Clifton, Esq.  
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